

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AF IZW

Applicant: Jeffrey A. Von Arx et al.

Title: A TELEMETRY DUTY CYCLE MANAGEMENT SYSTEM FOR AN IMPLANTABLE MEDICAL DEVICE

Docket No.: 279.366US1

Filed: December 19, 2001

Examiner: George Manuel

Serial No.: 10/025,223

Due Date: November 16, 2004

Group Art Unit: 3762



MS AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

☒ A return postcard.

☒ A Communication (1 pgs.).

If not provided for in a separate paper filed herewith, Please consider this a **PETITION FOR EXTENSION OF TIME** for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Customer Number 21186

By: 

Atty: Timothy E. Bianchi

Reg. No. 39,610

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS/AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 10 day of November, 2004.

Name

Signature

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

(GENERAL)

S/N 10/025,223

PATENT

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COMMUNICATION

Commissioner for Patents

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This communication responds only to the Final Office Action dated August 16, 2004. Applicant received a subsequent Final Office Action dated September 10, 2004, which appears to have been mailed as a correction and will be treated as replacing the Final Office Action dated August 16, 2004. Thus, Applicant will respond to the Final Office Action dated September 10, 2004 within its stated timeframe.

The Examiner is invited to telephone Applicant's attorney at (612) 373-6912 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

JEFFREY A. VON ARX ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6912

Date

Nov. 16, 2004

By

Timothy E Bianchi
Reg. No. 39,610

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, MS AF, P.O. Box 1450, Alexandria, VA 22313-1450 on this 16 day of November, 2004.

Name

Paula Suchy

Signature

Paula Suchy